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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:

Michael Kagan et al.

Serial No.: 10/052,500

Filed: January 23, 2002

For: Doorbell Handling With Priority  
Processing Function

Examiner:

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Group Art Unit: 2157

Attorney  
Docket: 3091/20

COMMUNICATION

Commissioner of Patents and Trademarks  
Alexandria, VA 22313


Dear Sir:

In response to Notification of Non-Compliant Appeal Brief mailed April 25, 2007.

Transmitted herewith in triplicate is the corrected APPEAL BRIEF in this application, in which the heading issues comply with the items required under 37 CFR 41.37.

The above Notification was sent to the previous Attorney of Record, although a Power of Attorney appointing the undersigned was filed Dec. 2, 2003 (copy of USPTO mail room stamp attached hereto). Therefore, we believe that no extension fees are due. If, however, it is decided that a fee is due, authorization is hereby granted to charge Deposit Account No. 06-2140.

Respectfully submitted,

  
\_\_\_\_\_  
Mark M. Friedman  
Attorney for Applicant  
Registration No. 33,883

Date: July 4, 2007



**Notification of Non-Compliant Appeal Brief  
(37 CFR 41.37)**

Application No.

10/052,500

Applicant(s)

KAGAN ET AL.

Examiner

NANO

Art Unit

2157


*--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--*

The Appeal Brief filed on 09 February 2007 is defective for failure to comply with one or more provisions of 37 CFR 41.37.

To avoid dismissal of the appeal, applicant must file an amended brief or other appropriate correction (see MPEP 1205.03) within **ONE MONTH or THIRTY DAYS** from the mailing date of this Notification, whichever is longer. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136.**

1. ☒ The brief does not contain the items required under 37 CFR 41.37(c), or the items are not under the proper heading or in the proper order.
2. ☐ The brief does not contain a statement of the status of all claims, (e.g., rejected, allowed, withdrawn, objected to, canceled), or does not identify the appealed claims (37 CFR 41.37(c)(1)(iii)).
3. ☐ At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 41.37(c)(1)(iv)).
4. ☐ (a) The brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number and to the drawings, if any, by reference characters; and/or (b) the brief fails to: (1) identify, for each independent claim involved in the appeal and for each dependent claim argued separately, every means plus function and step plus function under 35 U.S.C. 112, sixth paragraph, and/or (2) set forth the structure, material, or acts described in the specification as corresponding to each claimed function with reference to the specification by page and line number, and to the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)).
5. ☐ The brief does not contain a concise statement of each ground of rejection presented for review (37 CFR 41.37(c)(1)(vi)).
6. ☐ The brief does not present an argument under a separate heading for each ground of rejection on appeal (37 CFR 41.37(c)(1)(vii)).
7. ☐ The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 41.37(c)(1)(viii)).
8. ☐ The brief does not contain copies of the evidence submitted under 37 CFR 1.130, 1.131, or 1.132 or of any other evidence entered by the examiner and **relied upon by appellant in the appeal**, along with a statement setting forth where in the record that evidence was entered by the examiner, as an appendix thereto (37 CFR 41.37(c)(1)(ix)).
9. ☐ The brief does not contain copies of the decisions rendered by a court or the Board in the proceeding identified in the Related Appeals and Interferences section of the brief as an appendix thereto (37 CFR 41.37(c)(1)(x)).
10. ☐ Other (including any explanation in support of the above items):

(1) The heading issues does not comply with the items required under 37 CFR 41.37. The heading should be: Grounds of rejection to be reviewed on appeal.

  
REGINALD TYSON  
PATENT APPEALS SPECIALIST  
571-272-1634